

January 8, 1976

PRESIDENT: Senator DeCamp, you want unanimous consent to bracket LB 464? Is there an objection? Seeing none, LB 464 is bracketed. LB 485.

CLERK: (Read title to LB 485.) There are committee amendments by Senator Luedtke's Judiciary Committee.

SENATOR LUEDTKE: Mr. President, I move the adoption of the committee amendments to LB 485. These amendments were brought in by Randy Rinkist, the Counsel for the Nebraska Patrol which also requested the bill itself. They deal specifically with the reduction of penalties from ... by inserting after "possess" this particular drug ... shall insert "be guilty of a misdemeanor". Now what it does then is it is actually amending it to reduce the original penalty for a violation of the act from a felony to a misdemeanor. This is at the request of the Patrol and of the Drug Division. This deals with legend drugs, which we'll find out about when we get into discussion of the bill itself. This is why they would want the bill changed, to soften the blow from a felony to a misdemeanor.

The opposition.... I think it stemmed from the fact that the opposition to the bill was in this respect. So they were just trying to soften the opposition to the bill.

PRESIDENT: Any discussion? Senator Goodrich.

SENATOR GOODRICH: Question for Senator Luedtke, if he would yield.

SENATOR LUEDTKE: Yes.

SENATOR GOODRICH: Roland, you kind of breezed over this bill.

SENATOR LUEDTKE: I haven't even got to the bill yet. I'm talking about the amendment.

PRESIDENT: Try the amendment.

SENATOR GOODRICH: OK, we'll just quit fooling around with it until you get to the bill then. Thank you.

PRESIDENT: The question is the adoption of the committee amendments. Record your vote. Please vote. We need three votes to avoid going under Call please. Senator Kelly, could we get a vote to avoid There we are. Record.

CLERK: 26 ayes, 0 nays.

PRESIDENT: The amendments are adopted. Senator Luedtke.